



IPW

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: December 29, 2004 Signature:

Docket No.: 022956-0217
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Thomas C. May

Application No.: 10/602,797

Confirmation No.: 1008

Filed: June 24, 2003

Art Unit: 3764

For: POROUS RESORBABLE GRAFT
FIXATION PIN

Examiner: Not Yet Assigned

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (IDS)

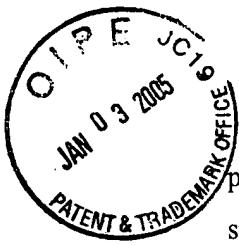
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom. These documents were cited in a European Search Report that issued on October 4, 2004, during the prosecution of international application no. EP 04 25 3755, which corresponds to the above referenced application. A copy of the International Search Report is enclosed.

Copies of the Foreign Patent Documents listed on the attached PTO Form SB/08 are enclosed herewith. Copies of the U.S. references cited on the attached PTO Form SB/08 are not provided.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent,



publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

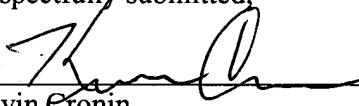
The undersigned hereby certifies that each item contained in this Supplemental Information Disclosure Statement was cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

No fee is believed due with the filing of this paper. However, the Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 141449, under Order No. 22956-217.

Dated: December 29, 2004

Respectfully submitted,

By


Kevin Cronin

Registration No.: 47,203

NUTTER MCCLENNEN & FISH LLP

World Trade Center West

155 Seaport Boulevard

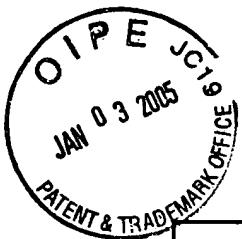
Boston, Massachusetts 02210-2604

(617) 439-2194

(617) 310-9194 (Fax)

Attorney for Applicant

1389634.1



PTO/SB/08a/b (08-03)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/B/PTO				Complete if Known	
				Application Number	10/602,797-Conf. #1008
				Filing Date	June 24, 2003
				First Named Inventor	Thomas C. May
				Art Unit	3764
				Examiner Name	Not Yet Assigned
Sheet	1	of	1	Attorney Docket Number	022956-0217

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (<i>if known</i>)			
		US-6,048,343	04-11-2000	Belkoff, Stephen M. et al.	
		US-5,849,013	12-15-1998	Whittaker, Gregory R. et al.	

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Country Code ³ -Number ⁴ -Kind Code ⁵ (<i>if known</i>)			
		EP 0 491 983	07-01-1992	Takiron Co.	
		DE 199 49 285	05-31-2001	Impag GmbH Medizintechnik	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			T ²
		KUNIHIRO et al., "In-Vivo Decomposition Absorbative Screw," <i>Patent Abstracts of Japan</i> , JP: 2000-166937, Vol. 2000, No. 9			
		Dialog English Abstract, JP 2000166937 A, "In-Vivo Decomposition Absorbative Screw"			
		Dialog English Abstract, DE 199 49 285/WO 200126568 A1, Bone Screw			

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.
1389653

Examiner Signature	Date Considered
--------------------	-----------------



PTO/SB/92 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Application No. (if known): 10/445,682

Attorney Docket No.: 022956-0219

Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on December 29, 2004
Date


Signature

Kevin Cronin

Typed or printed name of person signing Certificate

47,203
Registration Number, if applicable

Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Supplemental Information Disclosure Statement (1 page)
PTO/SB/08A and Copies of The Foreign Patent Documents Cited Therein

1389653.1